

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

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JOHN C. MOORE, JR.,

Petitioner,

-vs-

JAMES HAVILAND, Warden,

Respondent.  
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: CASE NO. 1:04 CV 0242

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: JUDGMENT ENTRY  
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UNITED STATES DISTRICT JUDGE LESLEY WELLS

This Court, having contemporaneously entered its Memorandum of Opinion and Order accepting the report and recommendation of the Magistrate Judge and granting petitioner a conditional writ of habeas corpus, hereby conditionally grants petitioner John C. Moore a writ of habeas corpus that will result in the vacation of his conviction and sentence unless the State of Ohio commences a new trial against him within 120 days after this judgment becomes final.

IT IS SO ORDERED.

/s/ Lesley Wells  
UNITED STATES DISTRICT JUDGE

Date: 28 February 2007